COPC No. 24 of 2007.

26.9.2007 Present: Mr. Rakesh Kanwar, Advocate, for the petitioners.

Mr. Sandeep Sharma, Assistant Solicitor General of India, for the respondent.

A plain reading of the judgment dated 1st December, 2006 passed by the learned District Judge, Mandi, in Civil Miscellaneous Appeal No. 25/2006 as well as the order passed by this Court on 3rd January, 2007 in CMPMO No.357 of 2006 clearly suggests and reveals that neither this Court nor the District Judge nor any other Court issued any direction qua the respondent for making any payment to the petitioners. Actually, suit was filed by Tulsi Ram and Chinti Devi for claiming benefits under the estate of deceased Sita Ram. The petitioners herein were defendants 1 and 2 in the said suit. The petitioners claimed to be the legal heirs of deceased Sita Ram in their capacity as widow and daughter, respectively.

The Courts below as well as this Court even though did decline to issue any temporary injunction in favour of the aforesaid plaintiffs Tulsi Ram and Chinti Devi, yet did not issue any direction qua the respondent herein for making any payment to the petitioners herein. That being the situation, there is no doubt at all that the respondent cannot be said to have committed any contempt of this Court or any Court subordinate to this Court. The petition is dismissed.

September 26, 2007. **(V.K. Gupta), C.J.**

(rc)